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UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON  
PORTLAND DIVISION

B. CAROL GLOVER,

Plaintiff,

No. 3:11-cv-00210-HU

v.

WACHOVIA EQUITY SERVICING LLC;  
NORTHWEST TRUSTEE SERVICES, INC.;  
WELLS FARGO HOME MORTGAGE; and  
ROUTH CRABTREE OLSEN, P.C.,

DEFENDANTS WACHOVIA EQUITY  
SERVICING LLC'S and WELLS  
FARGO HOME MORTGAGE'S  
REQUEST FOR JUDICIAL NOTICE

Defendants.

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**TO THE COURT AND ALL PARTIES AND THEIR COUNSEL OF  
RECORD:**

Defendants Wachovia Equity Servicing LLC ("Wachovia") and Wells Fargo Home Mortgage ("Wells Fargo"), hereby request that the Court take judicial notice of the following documents consisting or documents recorded in the real property records of Yamhill County, and/or are public records and pleading filed within or issued by the United States Bankruptcy Court District of Oregon, the Yamhill County Circuit, Oregon

Page 1 – DEFENDANTS WACHOVIA'S & WELLS FARGO'S REQUEST FOR JUDICIAL NOTICE

Court of Appeals, and the Oregon Supreme Court, in support of Defendants' Motion to Dismiss Plaintiff's Complaint:

Ex. A- Deed of Trust

Ex. B - Assignment of Deed of Trust

Ex. C - *Glover v. Bank of New York*, 208 Or.App. 545, 147 P.3d 336 (2006)

Ex. D - Complaint B. Carol Glover v. The Bank of New York et al.

Ex. E - OJIN Docket Case No. CV030173

Ex. F - General Judgment Case No. CV030173

Ex. G - Notice of Default and Election to Sell

Ex. H - U.S. Bankruptcy Court Docket Case. No. 08-33163-tmb13

Ex. I - Amended Petition to Set Aside Foreclosure Case No. CV080288

Ex. J - OJIN Docket Case No. CV080288

Ex. K - U.S. Bankruptcy Court Docket Case. No. 08-35558-elp13

Ex. L - Trustee's Deed

Ex. M - U.S. Bankruptcy Court Docket Case. No. 09-30250-tmb3

Ex. N - OJIN Docket Case No. CV090078

Ex. O - Order Granting Plaintiff's Summary Judgment Case No. CV090078

Ex. P - Transcript of Hearing for Summary Judgment Case No. CV090078

Ex. Q - U.S. Bankruptcy Court Docket Case. No. 10-33473-rld13

Ex. R - Transcript of Proceedings Case No. 10-33473-rld13

**Ex. S – Oregon Court of Appeals Order Denying Plaintiff's Petition for  
Reconsideration (Oregon Court of Appeals No. A143034)**

**Ex. T - Oregon Supreme Court Order Denying Plaintiff's Petition for  
Reconsideration (Oregon Supreme Court No. S059096)**

The above referenced exhibits A-R were previously filed as exhibits to co-defendants' request for judicial notice. *See* docket #18. **Exhibits S and T** are new and were not included within dkt. #18, but are now attached hereto, and are also included with the Declaration of John Thomas.

**BASIS OF REQUEST FOR JUDICIAL NOTICE**

Pursuant to Federal Rule of Evidence 201, the court may take judicial notice of a fact that is not subject to reasonable dispute in that it is either (1) generally known within the territorial jurisdiction of the trial court or (2) capable of accurate and ready determination by resort to sources whose accuracy cannot reasonably be questioned. The court is required to take judicial notice if requested by a party and supplied with the necessary information. FRE 201(d). Judicial notice may also be taken at any stage in the proceeding. FRE 201(f).

The above-referenced documents are all recorded with the Yamhill County Recorder's Office and/or are part the public record having been filed with the federal and state courts in Oregon, and constitute public documents, they are not subject to reasonable dispute, and are capable of accurate and ready determination. Thus, such documents are appropriate for the Court's consideration under a request for judicial notice. Based on the above mentioned, the court may take judicial notice of Exhibits A through T.

DATED this 15th day of April, 2011.

**ROUTH CRABTREE OLSEN, P.C.**

By /s/ John M. Thomas

John M. Thomas, OSB #024691  
Attorneys for Defendants Wachovia  
and Wells Fargo  
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**CERTIFICATION OF SERVICE**

I hereby certify that I served the foregoing Defendants Wachovia Equity Servicing LLC's and Wells Fargo Home Mortgage's Request for Judicial Notice to the parties listed below on this 15th day of April, 2011.

**VIA FIRST CLASS MAIL**

B. Carol Glover  
26736 NW Williams Canyon Road  
Gaston, OR 97119  
Plaintiff pro se

**VIA ECF**

Teresa M. Shill  
Routh Crabtree Olsen, P.C.  
11830 SW Kerr Parkway, Ste. 385  
Lake Oswego, Oregon 97035  
Attorney for Northwest Trustee Services, Inc.  
and Routh Crabtree Olsen, P.C.

Dated: April 15, 2011.

**ROUTH CRABTREE OLSEN, P.C.**

By /s/ John M. Thomas  
John M. Thomas, OSB #024691  
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